

78W/J

Docket No. 249205US8



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Shinji TAKEDA, et al.

SERIAL NO: 10/782,929

GAU: 2617

FILED: February 23, 2004

EXAMINER: KARIKARI, K.

FOR: MULTI-HOP COMMUNICATION SYSTEM, RADIO CONTROL STATION, RADIO STATION AND MULTI-HOP COMMUNICATION METHOD

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR 1.97

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

Applicant(s) wish to disclose the following information.

REFERENCES

- The applicant(s) wish to make of record the references cited in the attached Canadian Office Action and listed on the attached form PTO-1449.
- A check or credit card payment form is attached in the amount required under 37 CFR §1.17(p).

RELATED CASES

- Attached is a list of applicant's pending application(s), published application(s) or issued patent(s) which may be related to the present application. In accordance with the waiver of 37 CFR 1.98 dated September 21, 2004, copies of the cited pending applications are not provided. Cited published and/or issued patents, if any, are listed on the attached PTO form 1449.
- A check or credit card payment form is attached in the amount required under 37 CFR §1.17(p).

CERTIFICATION

- Each item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.
- No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned, having made reasonable inquiry, was known to any individual designated in 37 CFR §1.56(c) more than three months prior to the filing of this statement.

DEPOSIT ACCOUNT

- Please charge any additional fees for the papers being filed herewith and for which no check or credit card payment is enclosed herewith, or credit any overpayment to deposit account number 15-0030. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

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July 26, 2006

AJL

GOWLING LAFLEUR HENDERSON LLP
2600 - 160 Elgin Street
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K1P 1C3

Application No. : **2,458,192**
Owner : NTT DOCOMO, INC.
Title : **MULTI-HOP COMMUNICATION SYSTEM, RADIO CONTROL
STATION, RADIO STATION AND MULTI-HOP
COMMUNICATION METHOD**
Classification : H04L 12/28 (2006.01)
Your File No. : **08899881CA**
Examiner : G. Matar

YOU ARE HEREBY NOTIFIED OF A REQUISITION BY THE EXAMINER IN ACCORDANCE WITH SUBSECTION 30(2) OF THE *PATENT RULES*. IN ORDER TO AVOID ABANDONMENT UNDER PARAGRAPH 73(1)(A) OF THE *PATENT ACT*, A WRITTEN REPLY MUST BE RECEIVED WITHIN **6 MONTHS AFTER THE ABOVE DATE**.

This application has been examined taking into account applicant's correspondence received in this office on December 2, 2005.

The number of claims in this application is 19.

The examiner has identified the following defects in the application:

A search of the prior art has revealed the following:

Reference Applied:

United States Patent

6 097 703

August 1, 2000

Larsen et al.

Larsen et al. disclose a method of transmitting message data from an originating station to a destination station comprising:

- monitoring, at the originating station, the activity of other stations;
- transmitting the message data to at least a first intermediate station for onward transmission to the destination station;

Canada

O P I C  C I P

- transmitting confirmation data back from the first intermediate station to the originating station; and characterized in that each station in the network monitors the quality of the signal path to other stations and in that the selection of the first intermediate station or any further intermediate stations is made opportunistically, at the time of the transmission of the message data, according to predetermined criteria including the monitored quality of the signal path between the transmitting station and potential intermediate stations (See Larsen et al. column 1, line 35 - column 5, line 7; column 6, line 62 - column 7, line 44; column 8, lines 42-48; column 8, line 54 - column 9, line 7; column 9, lines 49-63).

The claims on file do not comply with section 28.3 of the *Patent Act*. The subject matter of these claims would have been obvious on the claim date to a person skilled in the art or science to which they pertain having regard to Larsen et al.

A statement in an application, such as found on page 1, line 8 which incorporates by reference any other document, does not comply with subsection 81(1) of the *Patent Rules*.

In accordance with subsection 81(2) of the *Patent Rules*, all documents referred to in the description of an application must be available to the public. Reference to the document on page 1, lines 5-8 must be deleted or replaced by its corresponding patent number or publication number.

In view of the foregoing defects, the applicant is requisitioned, under subsection 30(2) of the *Patent Rules*, to amend the application in order to comply with the *Patent Act* and the *Patent Rules* or to provide arguments as to why the application does comply.

G. Matar
Patent Examiner
(819) 994-6366



SHEET 1 OF 1

Form PTO 1449 (Modified)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY DOCKET NO. 249205US8	PATENT & TRADEMARK OFFICE		SERIAL NO. 10/782,929
LIST OF REFERENCES CITED BY APPLICANT				APPLICANT Shinji TAKEDA, et al.			
				FILING DATE February 23, 2004	GROUP 2617		
U.S. PATENT DOCUMENTS							
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE
	AA	6,097,703	08/01/2000	David V. LARSEN et al.			
	AB						
	AC						
	AD						
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	AI						
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	AK						
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FOREIGN PATENT DOCUMENTS							
		DOCUMENT NUMBER	DATE	COUNTRY	TRANSLATION YES	NO	
	AO						
	AP						
	AQ						
	AR						
	AS						
	AT						
	AU						
	AV						
OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, etc.)							
	AW						
	AX						
	AY						
	AZ					<input type="checkbox"/> Additional References sheet(s) attached	
Examiner						Date Considered	
*Examiner: Initial if reference is considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.							